Demands for Supplementary Grants.

I. XVI—Law and Justice—Rs. 1,131.

Mr. K. Achyuta Menon.—Sir, I rise to move for an additional allotment of Rs. 1,131 under XVI-Law and Justice. The facts in connection with the request for the additional allotment are these. As the congestion of work in the Anjikaimal District Court still continues it was found essential to extent the term of the Temporary Additional District Judge and his staff for the rest of the year. There is no provision in the budget for meeting the cost. Provision was made only for 4½ months, and the necessity for further extension could not be foreseen at the time of preparing the budget. An additional allotment to the extent of Rs. 1,131 as detailed below has to be sanctioned.

Rs. 969 under "16—Law and Justice—B(2)District Courts—Temporary Establishment" being the pay and leave allowance of the staff.

Rs. 12 under "16-Law and Justice—B(2) District Courts—Cleaning charges" being the amount of scavenging fee payable to the Municipality for the temporary court.

Rs. 150 under "16-Law and Justice—B(2)District Courts—Stationery articles". I pray that the House may be pleased to sanction the amount.

Motion No. 1.

Mr. P. Kumaran Ezhuthassan.—*To reduce the allotment of Rs. 1,131, Law and Justice by Re. 1.*

Mr. P. Kumaran Ezhuthassan.—The Second Additional Judge's Court at Anjikaimal and its retention has been before this House on many occasions in the shape of Demand for Supplementary Grants at times for three months, at other times for six months and in the present case till the end of the year for about 7 months more. I understand that the congestion of work is not due to any excess in the file of cases from year to year but it is rather due to the existing cases not being disposed of within the time allotted during each extension. There is an apprehension that this is due to the fact that the Government looks, although it has been stated otherwise on certain occasions in this Council, to seniority pure and simple in the matter of appointments; this seniority taking in periods of appointments on Rs. 15 and 20 in the early years of the individual's service. This sort of promotion to Judgeships is often responsible for congestion of work. At times we find certain judicial officers being punished for their efficiency. Whenever in any court a judicial officer by his capacity for work manages to reduce the file of the court he is transferred to courts where there are very heavy arrears, *i. e.*, instead of rewarding capacity you punish

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efficiency. Such instances are also not wanting. It is just to request the Government that seniority may not be the only consideration for them in the matter of appointments to such responsible places and not for opposing the retention of the Additional court for the remaining period of the year that I have tabled this motion. Since all the facts that are necessary for a proper discussion of this motion are not made available by the Government in answer to some of my questions, I do not press this motion just now.

Dr. A. R. Menon.—I beg to make a personal statement. The House will remember that on Monday during the discussion on this subject I made a statement that one vakil who played a prominent part in connection with the transfer of the Munsiff has been convicted by the Court. I have made further enquiries in the matter and though I am morally correct I am legally wrong. The statement is not absolutely true. The foresighted vakil turned to King's evidence and he was left off. I apologise to this House for that statement and I hope that this expression of my regret will be accepted by this House.

President.—You don't press your motion?

Mr. P. Kumaran Ezhuthassan.—I don't move it.

Hence the motion was considered withdrawn.

Motion No. 2.

Mr. P. Kumaran Ezhuthassan:—*To reduce the allotment of Rs. 1,131, Law and Justice by Re. 1.*

Mr. P. Kumaran Ezhuthassan.—On the other cut motion I wish to get information on some points. May I know when the transfer of the Munsiff was recommended by the Chief Court?

Mr. K. Achyuta Menon.—The transfer was recommended on 12th Vrischigam 1107 corresponding to 28th November 1931.

Mr. P. Kumaran Ezhuthassan.—May I also know when the Diwan forwarded his recommendation to His Highness?

Mr. K. Achyuta Menon.—On 2nd December 1931.

Mr. P. Kumaran Ezhuthassan.—I do not wish to move that motion.

Hence the motion was considered withdrawn.

The Demand was then put and carried.

(2) 28. Public Works—Rs. 29,000.

Mr. V. K. Aravindaksha Menon —Sir, I rise to move an additional allotment of Rs. 29,000 under 28 Public Works, Mechanical. This is to cover the charges for metering the service connections in Ernakulam in accordance with the orders

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